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TRANSMITTAL FORM (To be used for all correspondence after initial filing)	Application Number	09/724,978
	Filing Date	November 28, 2000
	First Named Inventor	D. David Nason
	Group Art Unit	2173
	Examiner Name	Raymond J. Bayerl
	Attorney Docket No.	59312-59

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement; Form PTO-1449 <input type="checkbox"/> Cited References <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Declaration <input type="checkbox"/> Statement under 37 CFR 3.73(b) <input type="checkbox"/> Terminal Disclaimer <input checked="" type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> CD(s), Number of CD(s) _____ <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Additional Enclosure(s) (please identify below): _____ _____ _____
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Individual Name	Michael J. Donohue	 22504 PATENT TRADEMARK OFFICE
Signature	<i>Michael J. Donohue</i>	
Date	August 1, 2003	

CERTIFICATE OF MAILING		
I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.		
Typed or printed name	Gabrielle Collier	
Signature	<i>Gabrielle Collier</i>	Date: August 1, 2003

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LAWYERS

Davis Wright Tremaine LLP



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FACSIMILE TRANSMITTAL

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SEND TO:

NAME	FIRM/COMPANY/CONFIRMATION NO.	FAX NUMBER
Examiner Raymond J. Bayerl	U.S.P.T.O.	703/746-7239

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Michael J. Donohue Telephone: (206) 628-7640 Fax: (206) 628-7699

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COMMENTS: PLEASE DELIVER TO EXAMINER RAYMOND J. BAYERL IMMEDIATELY
UPON RECEIPT

Re: U.S. Patent Application No.: 09/724,978
METHOD AND SYSTEM FOR CONTROLLING A COMPLEMENTARY
USER INTERFACE ON A DISPLAY SURFACE
Art Unit: 2173
Our Reference: 59312-59

Attached is a Preliminary Amendment and Assertion of Small Entity Status in the above-referenced application that was filed via facsimile on August 1, 2003. Also attached is a copy of Auto-Reply Facsimile Transmission from the Patent Office. Applicants kindly request that this Preliminary Amendment be entered and that a new Office Action be issued.

Michael J. Donohue

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TX/RX NO 0520
CONNECTION TEL 917037467239
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LAWYERS

Davis Wright Tremaine LLP



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SEATTLE, WA 98101-1688

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FACSIMILE TRANSMITTAL

Date: August 1, 2003

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Examiner Raymond J. Bayerl U.S.P.T.O. 703/746-7239

FROM:

Michael J. Donohue Telephone: (206) 628-7640 Fax: (206) 628-7699

NUMBER OF PAGES (including cover page): 12/14

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COMMENTS: PLEASE DELIVER TO EXAMINER RAYMOND J. BAYERL IMMEDIATELY UPON RECEIPT

Re: U.S. Patent Application No.: 09/724,973
METHOD AND SYSTEM FOR CONTROLLING A COMPLEMENTARY
USER INTERFACE ON A DISPLAY SURFACE
Art Unit: 2173
Our Reference: 59312-59

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Page 001

TO:Auto-reply fax to 1 206 628 7699 COMPANY:

Auto-Reply Facsimile Transmission



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14 (including cover page)

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<small>MICHAEL J. DONOHUE DIRECT: (206) 426-7731 MICDONOHUE@DWT.COM</small>		<small>500 CENTURY SQUARE 1501 SOUTH AVENUE SEATTLE, WA 98101-1488</small>		<small>TEL (206) 426-7120 FAX (206) 426-7199 WWW.DWT.COM</small>										
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COMMENTS: PLEASE DELIVER TO EXAMINER RAYMOND J. BAYERL IMMEDIATELY UPON RECEIPT														
Re: U.S. Patent Application No.: 00/724,978 METHOD AND SYSTEM FOR CONTROLLING A COMPLEMENTARY USER INTERFACE ON A DISPLAY SURFACE Art Unit: 2173 Our Reference: 59312-09														
Attached is a Preliminary Amendment and Assertion of Small Entity Status in the above-referenced application.														
Michael J. Donohue														
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FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) **141**

Complete If Known

Application Number **09/724,978**
 Filing Date **November 28, 2000**
 First Named Inventor **D. David Nason**
 Examiner Name **Raymond J. Bayerl**
 Group Art Unit **2173**
 Attorney Docket No. **59312-59**

METHOD OF PAYMENT

☐ Payment Enclosed:
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The Commissioner is authorized to (check all that apply)
☐ Charge fee(s) indicated below ☒ Credit any overpayments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any deficiencies
 to the above-identified deposit account.

☒ Applicant claims small entity status. See 37 CFR 1.27.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(5) 141

2. EXTRA CLAIM FEES

Total Claims	31	Extra Claims	11	Fee from below	99
Independent Claims	4		1		42
Multiple Dependent					

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(5) 141

*for number previously paid, if greater; For Reissues, 500 above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Petitions related to provisional applications	
1806	180	1806	180	Submission of Information Disclosure Sheet	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2309	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2510	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) **(5)**

SUBMITTED BY

Name (Print/Type)	Michael J. Donohue	Registration No. Attorney/Agent	35,859
Firm Name/Address			
Signature	<i>Michael J. Donohue</i>	Date	August 1, 2003



22504

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants : D. David Nason et al.
Application No. : 09/724,978
Filed : November 28, 2000
For : METHOD AND SYSTEM FOR CONTROLLING A
COMPLEMENTARY USER INTERFACE ON A DISPLAY
SURFACE

Examiner : Raymond J. Bayerl
Art Unit : 2173
Docket No. : 59312-59
Date : August 1, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

ASSERTION OF SMALL ENTITY STATUS

Commissioner for Patents:

The assignee of record in the above-identified application is entitled to small entity status under 37 C.F.R. § 1.27. Small entity status is hereby requested.

Respectfully submitted,

D. David Nason et al.

Davis Wright Tremaine LLP



Michael J. Donohue
Registration No. 35,859

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1393595_1.DOC 59312-41